

From: grish.org
To: [Casey Luckett/R6/USEPA/US@EPA](mailto:Casey.Luckett/R6/USEPA/US@EPA)
Cc: grish.org
Subject: Fwd: Transcript of ADEQ Meeting
Date: 10/12/2011 08:57 AM
Attachments: [110411Smith2GrishamJr.pdf](#)
[20110929Smith2CCGJr.pdf](#)

Dear Casey,

I'm forwarding the below FYI. It is central to the main difficulty I see: McKesson's (or at least Jean Mescher's and Frank Robinson's) intention to keep the Arkwood site "mothballed" forever.

I'm working on the draft agenda items. Sorry for the background noise yesterday and for going on too long (again) on the phone. I am deeply appreciative of your involvement and patience.

Curt

(reattaching items that went with my below response to Don Williams)

Begin forwarded message:

From: Williams.Donald@epamail.epa.gov
Date: October 12, 2011 9:18:02 AM EDT
To: "grish.org" <curt@grish.org>
Subject: Re: Transcript of ADEQ Meeting

Curt,

I'm forwarding your email to Ms. Kilburn at ADEQ for her information.

Thanks,

Don Williams
Deputy Associate Director
Superfund Remedial Branch
EPA Region 6
Office: (214) 665-2197
Cell: (214) 354-2995

From: "grish.org" <curt@grish.org>
To: Donald Williams/R6/USEPA/US@EPA
Cc: "grish.org" <curt@grish.org>
Date: 10/12/2011 12:17 AM
Subject: Re: Transcript of ADEQ Meeting

Don,

As Diana Kilburn is aware, the April 12, 2011 meeting I requested at ADEQ was nearly derailed less than 24 hours prior to its start by Jean Mescher of McKesson Corporation. On April 11, 2011 at 2:59 PM local time I learned from Kilburn that Mescher had demanded to attend by phone and to send her local (non-McKesson corporate) attorney Don Smith to the meeting.

That move, as you may recall, was causing EPA to pull out the day before the meeting, after I had already flown to Little Rock for that purpose. My cries for help to you seemed to pull that out of the weeds, and it resolved with Smith staying out of the meeting and with Mescher attending by phone, stating in the meeting: "For the record, McKesson objects to this meeting." That statement should be in the transcript, wherever it is.

It was Don Smith of Smith, Cohen & Horan PLC, Ft. Smith, AR, (479-782-1001), hired by Mescher on behalf of McKesson Corporation, who ordered the court reporter to attend and create the transcript. (He also had that reporter hand me a threatening letter when I arrived that morning of April 12, 2011, which I attach here FYI.)

According to my attorney, that transcript is therefore McKesson's property and is considered privileged, which means McKesson can share it if it wants to but doesn't have to.

I myself have requested that transcript of Mescher's supervisor Frank Robinson, VP Corporate Real Estate (frank.robinson@mckesson.com 415-983-8449). I will forward you a copy of that email and attach here also the resulting additional threatening and demanding letter from Don Smith that that good-faith request elicited.

I also requested the transcript by calling McKesson Corporation's EVP, General Counsel and Chief Compliance Officer Laureen Seeger (laureen.seeger@mckesson.com 415-983-8727) and leaving word of my request at her office several times. I have received no response from that office.

Mescher continues her concerted, documented efforts to prevent me from communicating with ADEQ and EPA on Arkwood issues.

In the past, Mescher has stated in writing that Arkwood has "no possible use in the foreseeable future"; that "McKesson's incentive is to ensure that this property is 'mothballed' indefinitely"; that "this property will be mothballed well beyond my lifetime."

On November 03, 2005 Mescher wrote to me about McKesson's offer to purchase Arkwood: "I was thinking more in the range of \$50,000. It's hard to explain to my management that I recommend paying even this much to ensure the property is mothballed when we already have that ability with our existing contracts."

If returned to productive use, the Arkwood site is worth much more than \$50,000, as no doubt Mescher and Robinson are aware.

Curt

[attachment "110411Smith2GrishamJr.pdf" deleted by Donald Williams/R6/USEPA/US] [attachment "20110929Smith2CCGJr.pdf"]

deleted by Donald Williams/R6/USEPA/US]

On Oct 11, 2011, at 6:10 PM, Williams.Donald@epamail.epa.gov wrote:

Curt,

I got a call today from Diana Kilburn at ADEQ asking about a transcript of the meeting with ADEQ and EPA that you came into Little Rock for back in the Spring. She would like a copy of that transcript for their records. Could you provide Diana with a copy of the transcript?

Thanks,

Don Williams
Deputy Associate Director
Superfund Remedial Branch
EPA Region 6
Office: (214) 665-2197
Cell: (214) 354-2995